United States District Court
For the Northern District of California

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5   IN THE UNITED STATES DISTRICT COURT

6   FOR THE NORTHERN DISTRICT OF CALIFORNIA

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8   LUIS A. MARTINEZ,   )   No. C 12-02918 EJD (PR)
)
9   Petitioner,   )   ORDER GRANTING EXTENSION
)   OF TIME TO PAY FILING FEE
10   vs.   )
)
11   )
)
12   THE STATE OF CALIFORNIA,   )
)
13   Respondent.   )
     _____   )

14

15   Petitioner, a California inmate, seeks petition in pro se for a writ of habeas

16   corpus pursuant to 28 U.S.C. § 2254. On October 4, 2012, the Court denied

17   Petitioner's motion for leave to proceed in forma pauperis he did not show an

18   adequate level of poverty. (Docket No. 11.) Petitioner was directed to pay the $5.00

19   filing fee within 30 days or face dismissal of the action. (Id.)

20   On October 22, 2012, Petitioner filed a letter in which he states that he is

21   enclosing a payment from the Inmate Trust Office from the California Substance

22   Abuse Treatment Facility and State Prison. (Docket No. 12.) However, no such

23   payment was enclosed and no receipt of payment has been issued by the Court.

24   In the interest of justice, Petitioner shall be granted an extension of thirty

25   days to pay the filing fee. Petitioner must pay the $5.00 filing fee **no later than**

26   **December 3, 2012**, or face dismissal of this action for failure to pay the filing fee.

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28   DATED: _____11/1/2012_____   _____
                                                    EDWARD J. DAVILA
                                                    United States District Judge

     Order Denying IFP
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UNITED STATES DISTRICT COURT

FOR THE

NORTHERN DISTRICT OF CALIFORNIA

LUIS A. MARTINEZ,

                  Petitioner,

  v.

THE STATE OF CALIFORNIA,

                  Respondent.

_____/

Case Number: CV12-02918 EJD

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on _____11/2/2012_____, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Luis A. Martinez AH-2272
California Substance Abuse Treatment Facility (7100)
PO BOX 7100
900 QUEBEC ROAD
CORCORAN, CA 93212-7100

Dated: _____11/2/2012_____

                  Richard W. Wieking, Clerk
                /s/ By: Elizabeth Garcia, Deputy Clerk